

MDS-009CN (6219/15)

The "Received" stamp of the U.S. Patent Office imprinted hereon acknowledges the receipt and filing of the following documents:

Transmittal Form (1 pg.); Supplemental Information Disclosure Statement (2 pgs.); PTO Form 1449 (4 pgs.); copies of the cited references A65-A132 and B8-B14; and this return receipt postcard, all mailed under Certificate of First Class Mailing.

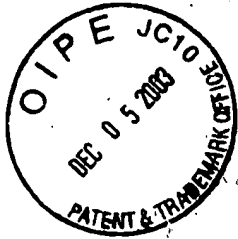
Applicants: Modell et al.

Serial No.: 09/841,325

Atty: John V. Bianco

Date: October 5, 2001
2191618






PATENT
Attorney Docket No. MDS-009CN (6219/15)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Modell et al.
SERIAL NO.: 09/841,325 GROUP NO.: 3737
FILING DATE: April 24, 2001 EXAMINER: Not yet assigned
TITLE: Spectral Volume Microprobe Arrays

CERTIFICATE OF FIRST CLASS MAILING UNDER 37 C.F.R. 1.8

I hereby certify that this correspondence, and any document(s) referred to as enclosed herein, is/are being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to the Assistant Commissioner for Patents, Washington, DC 20231 on this 5 day of August, 2001.


Thomas F. Hellenthal

Assistant Commissioner for Patents
Washington, D.C. 20231

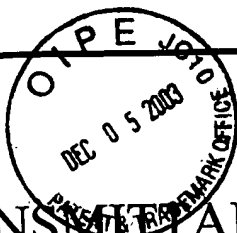
Sir:

Submitted herewith is/are:

1. Transmittal Form (1 page);
2. Supplemental Information Disclosure Statement (2 pages);
3. PTO Form 1449 (4 pages);
and copies of the cited references A65-A132 and B8-B14
4. Return-receipt postcard.

2191569

TRANSMITTAL FORM



Application Serial Number	09/841,325
Filing Date	April 24, 2001
First Named Inventor	Modell et al.
Group Art Unit	3737
Examiner Name	Not yet assigned
Attorney Docket No.	MDS-009CN
BATCH NO. (after allowance)	Not applicable
Patent No.	Not applicable
Issue Date	Not applicable

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Check Attached <input type="checkbox"/> Copy of Fee Transmittal Form <input type="checkbox"/> Amendment/Response <input type="checkbox"/> Preliminary <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Letter to Official Draftsperson including Drawings [Total Sheets _____] <input type="checkbox"/> Petition for Extension of Time <input checked="" type="checkbox"/> Supplemental Information Disclosure Statement <input checked="" type="checkbox"/> Form PTO-1449 <input checked="" type="checkbox"/> Copies of IDS Citations A65-A132 and B8-B14 <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Sequence Listing submission <input type="checkbox"/> Paper Copy/CD <input type="checkbox"/> Computer Readable Copy <input type="checkbox"/> Statement verifying identity of above	<input type="checkbox"/> Copy of Notice to File Corrected Application Papers (PTO-1553) <input type="checkbox"/> Formal Drawing(s) <input type="checkbox"/> Request For Continued Examination (RCE) Transmittal <input type="checkbox"/> Power of Attorney (Revocation of Prior Powers) <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Executed Declaration and Power of Attorney for Utility or Design Patent Application <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> CD(s) for large table or computer program <input type="checkbox"/> Amendment After Allowance <input type="checkbox"/> Request for Certificate of Correction <input type="checkbox"/> Certificate of Correction (in duplicate)	<input type="checkbox"/> Notice of Appeal to Board of Patent Appeals and Interferences <input type="checkbox"/> Appeal Brief (in triplicate) <input type="checkbox"/> Status Inquiry <input checked="" type="checkbox"/> Return Receipt Postcard <input checked="" type="checkbox"/> Certificate of First Class Mailing under 37 C.F.R. 1.8 <input type="checkbox"/> Certificate of Facsimile Transmission under 37 C.F.R. 1.8 <input type="checkbox"/> Additional Enclosure(s) (please identify below)
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CORRESPONDENCE ADDRESS

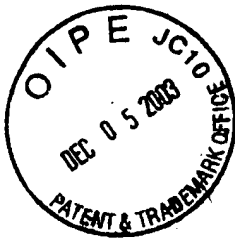
Direct all correspondence to: Patent Administrator
 Testa, Hurwitz & Thibault, LLP
 High Street Tower
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SIGNATURE BLOCK

Date: October 5, 2001
 Reg. No. 36,748
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Respectfully submitted,

John V. Bianco
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 High Street Tower
 125 High Street
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PATENT
Attorney Docket No. MDS-009CN
(6219/15)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Modell et al.
SERIAL NO.: 09/841,325 GROUP NO.: 3737
FILING DATE: April 24, 2001 EXAMINER: Not yet assigned
TITLE: Spectral Volume Microprobe Arrays

Assistant Commissioner for Patents
Washington, D.C. 20231

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with the provisions of 37 C.F.R. 1.97 and 1.98, Applicants hereby make of record the patents and publications listed on the accompanying Form PTO-1449, and other information contained herein, for consideration by the Examiner in connection with the examination of the above-identified patent application. Copies of the patents and publications are enclosed.

REMARKS

In accordance with the provisions of 37 C.F.R. 1.97, this statement is being filed (CHECK ONE):

- ☒ (1) within three (3) months of the **filing date** of a national application other than a continued prosecution application under 37 C.F.R. 1.53(d), or within three (3) months of the **date of entry of the national stage** as set forth in 37 C.F.R. 1.491 in an international application, or before the mailing of the **first Office action** on the merits, or before the mailing of a **first Office action** after the filing of a request for continued examination under 37 C.F.R. 1.114; or
- ☐ (2) after the period defined in (1) but before the mailing date of a **final action** or a **notice of allowance** under 37 C.F.R. 1.311, and
- ☐ the requisite Statement is below, **OR**
- ☐ the requisite fee under 37 C.F.R. 1.17(p), namely **\$180.00**, is included herein, or

- ☐ (3) after the mailing date of a **final action** or **notice of allowance** but before the payment of the **issue fee**, **AND**
- ☐ the requisite Statement is below, **AND**
- ☐ the requisite petition fee under 37 C.F.R. 1.17(p), namely **\$180.00** is included herein.

It is respectfully requested that each of the patents and publications listed on the attached Form PTO-1449, and other information contained herein, be made of record in this application.

STATEMENT

As required under 37 C.F.R. 1.97(e), Applicant(s), through the undersigned, hereby state either that [check the appropriate space only if either (2) or (3) is checked on the previous page and the Statement is required]:

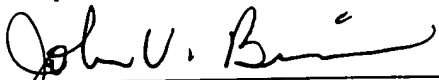
- ☐ 1. Each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application **not more than three months** prior to the filing of the Information Disclosure Statement; or
- ☐ 2. No item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this Statement after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to **any individual** designated in 37 C.F.R. 1.56(c) **more than three months** prior to the filing of the Information Disclosure Statement.

Date: October 5, 2001
Reg. No. 36,748

Tel. No.: (617) 248-7870
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2191602

Respectfully submitted,



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Boston, Massachusetts 02110



FORM PTO - 1449

SUPPLEMENTAL INFORMATION
DISCLOSURE STATEMENT

ATTORNEY DOCKET NO.: MDS-009CN

APPLICANT(S): Modell et al.

SERIAL NO.: 09/841,325

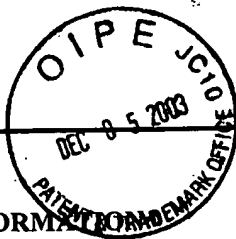
FILING DATE: April 24, 2001 GROUP: 3737

U.S. PATENT DOCUMENTS

EXAM. INIT.		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	A65	3,809,072	5/7/74	Ersek et al.	128	23	
	A66	4,662,360	5/5/87	O'Hara et al.	128	9	
	A67	4,741,326	5/3/88	Sidall et al.	128	4	
	A68	4,768,513	9/6/88	Suzuki	128	634	
	A69	4,877,033	10/31/89	Seitz, jr.	128	660.05	
	A70	4,878,485	11/07/89	Adair	128	6	
	A71	4,891,829	1/2/90	Deckman et al.	378	4	
	A72	4,945,478	7/31/90	Merickel et al.	364	413.22	
	A73	4,974,580	12/04/90	Anapliotis	128	4	
	A74	4,979,498	12/25/90	Oneda et al.	128	6	
	A75	5,003,979	4/2/91	Merickel et al.	364	413.22	
	A76	5,022,757	6/11/91	Modell	356	318	
	A77	5,036,853	8/6/91	Jeffcoat et al.	128	634	
	A78	5,154,166	10/13/92	Chikama	128	4	
	A79	5,159,919	11/03/92	Chikama	128	4	
	A80	5,201,908	4/13/93	Jones	128	4	
	A81	5,237,984	8/24/93	Williams, III et al.	128	4	
	A82	5,257,617	11/2/93	Takahashi	128	4	
	A83	5,261,410	11/16/93	Alfano et al.	128	664	
	A84	5,321,501	6/14/94	Swanson et al.	356	345	
	A85	5,325,846	7/5/94	Szabo	128	4	
	A86	5,337,734	8/16/94	Saab	128	4	
	A87	5,398,685	3/21/95	Wilk et al.	128	653.1	
	A88	5,402,768	4/4/95	Adair	128	4	
	A89	5,406,939	4/18/95	Bala	128	4	
	A90	5,413,092	5/9/95	Williams, III et al.	128	4	

EXAMINER

DATE CONSIDERED



FORM PTO - 1449

SUPPLEMENTAL INFORMATION
DISCLOSURE STATEMENT

ATTORNEY DOCKET NO.: MDS-009CN

APPLICANT(S): Modell et al.

SERIAL NO.: 09/841,325

FILING DATE: April 24, 2001 GROUP: 3737

EXAM. INIT.		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	A91	5,413,108	5/9/95	Alfano	128	665	
	A92	5,415,157	5/16/95	Welcome	128	4	
	A93	5,419,311	5/30/95	Yabe et al.	128	4	
	A94	5,421,339	6/6/95	Ramanujam et al.	128	665	
	A95	5,458,132	10/17/95	Yabe et al.	128	4	
	A96	5,458,133	10/17/95	Yabe et al.	600	121	
	A97	5,507,295	4/16/96	Skidmore	600	121	
	A98	5,516,010	5/14/96	O'Hara et al.	600	122	
	A99	5,529,235	6/25/96	Bolarski et al.	227	175.1	
	A100	5,536,236	7/16/96	Yabe et al.	600	125	
	A101	5,545,121	8/13/96	Yabe et al.	600	121	
	A102	5,551,945	9/3/96	Yabe et al.	600	122	
	A103	5,556,367	9/17/96	Yabe et al.	600	124	
	A104	5,596,992	1/28/97	Haaland et al.	128	664	
	A105	5,609,560	3/11/97	Ichikawa et al.	600	101	
	A106	5,623,932	4/29/97	Ramanujam et al.	128	665	
	A107	5,662,588	9/2/97	Lida	600	121	
	A108	5,685,822	11/11/97	Harhen	600	125	
	A109	5,693,043	12/2/97	Kittrell et al.	606	15	
	A110	5,695,448	12/9/97	Kimura et al.	600	121	
	A111	5,704,892	1/6/98	Adair	600	121	
	A112	5,707,343	1/13/98	O'Hara et al.	600	121	
	A113	5,713,364	2/3/98	DeBaryshe et al.	128	664	
	A114	5,730,701	3/24/98	Furukawa et al.	600	127	
	A115	5,733,244	3/31/98	Yasui et al.	600	127	
	A116	5,746,695	5/5/98	Yasui et al.	600	127	
	A117	5,768,333	6/16/98	Abdel-Mottaleb	378	37	
	A118	5,769,792	6/23/98	Palcic et al.	600	477	

EXAMINER

DATE CONSIDERED



FORM PTO - 1449				ATTORNEY DOCKET NO.: MDS-009CN			
SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT				APPLICANT(S): Modell et al.			
				SERIAL NO.: 09/841,325			
				FILING DATE: April 24, 2001 GROUP: 3737			
EXAM. INIT.		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	A119	5,795,632	8/18/98	Buchalter	428	35.2	
	A120	5,800,350	9/1/98	Coppleson et al.	600	372	
	A121	5,807,248	9/15/98	Mills	600	322	
	A122	5,813,987	9/29/98	Modell et al.	600	473	
	A123	5,817,015	10/6/98	Adair	600	121	
	A124	5,833,617	11/10/98	Hayashi	600	476	
	A125	5,855,551	1/5/99	Sklandnev et al.	600	372	
	A126	5,860,913	1/19/99	Yamaya et al.	600	127	
	A127	5,865,726	2/2/99	Katsurada et al.	600	127	
	A128	5,876,329	3/2/99	Harhen	600	125	
	A129	6,104,945	8/15/00	Modell et al.	600	473	
	A130	6,119,031	9/12/00	Crowley	600	407	
	A131	6,146,897	11/14/00	Cohenford et al.	436	63	
	A132	6,169,817 B1	1/2/01	Parker et al.	382	131	

EXAMINER	DATE CONSIDERED
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FORM PTO - 1449

SUPPLEMENTAL INFORMATION
DISCLOSURE STATEMENT

ATTORNEY DOCKET NO.: MDS-009CN

APPLICANT(S): Modell et al.

SERIAL NO.: 09/841,325

FILING DATE: April 24, 2001 GROUP: 3737

FOREIGN PATENT DOCUMENTS

EXAM. INIT.		DOCUMENT NUMBER	DATE	COUNTRY CODE	CLASS	SUB CLASS	FILING DATE	ABSTRACT ONLY	ENGLISH LANG (Y/N)
	B8	1 223 092	4/7/86	SU				In English	N
	B9	0 135 134	3/27/85	EP					Y
	B10	0 689 045 A1	12/27/95	EP					Y
	B11	WO 93/14688	8/5/93	PCT					Y
	B12	WO 95/04385	2/9/95	PCT					Y
	B13	WO 98/30889	2/13/97	PCT					Y
	B14	WO 98/41176	9/24/98	PCT					Y

2191413

EXAMINER

DATE CONSIDERED